

## NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

### NOTICE OF RULEMAKING DOCKET OPENING

#### BOARD OF PHYSICAL THERAPY

[R06-03]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 24, Board of Physical Therapy  
**Article and its heading:** 1, General Provisions  
**Section numbers:** 2, Licensing Provisions  
R4-24-101, R4-24-103, R4-24-104, R4-24-106, R4-24-107, R4-24-201,  
R4-24-202, R4-24-203, R4-24-204, R4-24-205, R4-24-206, R4-24-207,  
R4-24-208, R4-24-209, Table 1, and Exhibit 1 (The Board may add,  
delete, or modify sections as necessary.)
- 2. The subject matter of the proposed rule:**  
The Board is updating and revising its rules in Articles One and Two consistent with its five-year review report approved by the Governor's Regulatory Review Council in October 2004. The Board may add, delete, or modify Sections as necessary.
- 3. A citation to all published notices relating to the proceeding:**  
Notice of Rulemaking Docket Opening: 11 A.A.R. 412, January 14, 2005
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Heidi Herbst Paakkonen, Executive Director  
Address: 1400 W. Washington, Suite 230  
Phoenix, AZ 85007  
Telephone: (602) 542-3095  
Fax: (602) 542-3093  
E-mail: heidi.herbst-paakkonen@ptboard.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
The Board will accept written comments at the location listed in item #4 between 8 a.m. and 5 p.m. Monday through Friday, until the close of record. The Board has not scheduled oral proceedings at this time.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
None

### NOTICE OF RULEMAKING DOCKET OPENING

#### DEPARTMENT OF HEALTH SERVICES FOOD, RECREATIONAL, AND INSTITUTIONAL SANITATION

[R06-02]

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 8, Department of Health Services – Food, Recreational, and Institutional Sanitation  
**Article and its heading:** 1, Food and Drink  
**Section numbers:** R9-8-102 and R9-8-107 (The Department may add, delete, or modify additional sections as necessary.)
- 2. The subject matter of the proposed rule:**  
The purpose of this rulemaking is to implement Laws 2004, Ch. 51, effective August 28, 2004, which requires the Department to inspect retail dairy products sold for human consumption. In *Arizona Administrative Code* Title 9, Chapter 8, Article 1, the Department has exempted milk and milk products from inspection. The Department is amending the rules to be consistent with the statutory authority. The amended rules will also conform to current rule-

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making format and style requirements, industry practice, and departmental policy. The Department may add, delete, or modify additional sections as necessary.

**The agency docket number, if applicable:**

RE-001-06

**3. A citation to all published notices relating to the proceeding:**

None

**4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Don Herrington, Office Chief

Address: Arizona Department of Health Services  
Office of Environmental Health  
Bureau of Epidemiology and Disease Control  
150 N. 18th Ave., Suite 430  
Phoenix, AZ 85007

Telephone: (602) 364-3118

Fax: (602) 364-3146

E-mail: herrind@azdhs.gov

Or

Name: Kathleen Phillips, Rules Administrator

Address: Department of Health Services  
1740 W. Adams St., Suite 202  
Phoenix, AZ 85007

Telephone: (602) 542-1264

Fax: (602) 364-1150

E-mail: phillik@azdhs.gov

**5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

The Department will accept written comments until close of the record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

**6. A timetable for agency decisions or other action on the proceeding, if known:**

To be announced in the Notice of Proposed Rulemaking

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DEPARTMENT OF HEALTH SERVICES

LABORATORIES

[R06-04]

**1. Title and its heading:**

9, Health Services

**Chapter and its heading:**

14, Department of Health Services – Laboratories

**Article and its heading:**

6, Licensing of Environmental Laboratories

**Section numbers:**

R9-14-601 through R9-14-620 and Table 1 (Sections may be added, deleted, or modified as necessary.)

**2. The subject matter of the proposed rule:**

This rulemaking will update the rules for environmental laboratory licensure to bring them into compliance with federal regulations and current scientific standards of practice. The rulemaking will also clarify the rules and address issues identified in the five-year review report on the rules, which is due to the Governor's Regulatory Review Council in March 2006. In addition, the rulemaking may reorganize the fee structure, revise the fee assessment process, and increase fees.

**The agency docket number, if applicable:** RE-002-06

**3. A citation to all published notices relating to the proceeding:**

None

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**4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Steve Baker, Office Chief  
Address: Arizona Department of Health Services  
Office of Laboratory Services  
250 N. 17th Ave.  
Phoenix, AZ 85007  
Telephone: (602) 364-0735  
Fax: (602) 364-0759  
E-mail: bakersd@azdhs.gov  
or

Name: Kathleen Phillips, Rules Administrator  
Address: Arizona Department of Health Services  
Office of Administrative Rules  
1740 W. Adams, Suite 202  
Phoenix, AZ 85007  
Telephone: (602) 542-1264  
Fax: (602) 364-1150  
E-mail: phillik@azdhs.gov

**5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

ADHS will accept written comments until the close of record, which has not yet been determined. ADHS has not scheduled any oral proceedings at this time.

**6. A timetable for agency decisions or other action on the proceeding, if known:**

None

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA STATE PARKS BOARD

[R06-06]

**1. Title and its heading:**

12, Natural Resources

**Chapter and its heading:**

8, Arizona State Parks Board

**Article and its heading:**

1, General Provisions

**Section numbers:**

R12-8-101, R12-8-102, R12-8-104, R12-8-105, R12-8-106, R12-8-108,  
R12-8-111, R12-8-112, R12-8-113, R12-8-114, R12-8-115, R12-8-116,  
R12-8-119, R12-8-120, R12-8-122, R12-8-124, and R12-8-125

**2. The subject matter of the proposed rule:**

To amend the rules to comply with current legislation and current agency policy and for consistency and clarity.

**3. A citation to all published notices relating to the proceeding:**

None

**4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Rich Evans  
Address: 1300 W. Washington  
Phoenix, AZ 85007  
Telephone: (602) 542-7151  
Fax: (602) 542-4180  
E-mail: revans@pr.state.az.us

**5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

The agency will accept written comments Monday through Friday during the hours of 8:00 a.m. to 4:00 p.m. Date, time, and location of oral proceeding will be posted in the Notice of Proposed Rulemaking.

**6. A timetable for agency decisions or other action on the proceeding, if known:**

To be published in the Notice of Proposed Rulemaking

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA STATE PARKS BOARD**

[R06-05]

- 1. Title and its heading:** 12, Natural Resources

**Chapter and its heading:** 8, Arizona State Parks Board

**Article and its heading:** 3, State Historic Preservation Office Programs

**Section numbers:** R12-8-301 and R12-8-305
- 2. The subject matter of the proposed rule:**  
To amend the rules to comply with current legislation and current agency policy
- 3. A citation to all published notices relating to the proceeding:**  
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name:	James Garrison
Address:	1300 W. Washington Phoenix, AZ 85007
Telephone:	(602) 542-7135
Fax:	(602) 542-4180
E-mail:	jgarrison@pr.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
The agency will accept written comments Monday through Friday during the hours of 8:00 a.m. to 4:00 p.m. Date, time, and location of oral proceeding will be posted in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
To be published in the Notice of Proposed Rulemaking